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9
10 IN THE UNITED STATES DISTRICT COURT
11 FOR THE EASTERN DISTRICT OF CALIFORNIA

12 MARY GARBER,

13 Plaintiff,

14 v.

15 JO ANNE B. BARNHART,
16 Commissioner of
Social Security,

17 Defendant.
18

CASE NO. **2:04-CV-01824-KJM**

STIPULATION AND ORDER
SETTLING ATTORNEY'S FEES
PURSUANT TO THE EQUAL
ACCESS TO JUSTICE ACT
(EAJA)

19 It is stipulated by the parties through their undersigned
20 counsel, with the Court's approval, that counsel for Plaintiff be
21 awarded attorney's fees under the Equal Access to Justice Act (EAJA)
22 in the amount of ONE THOUSAND SEVEN HUNDRED AND 00/100 DOLLARS
23 (\$1,700.00), for compensation for legal services rendered on
24 Plaintiff's behalf, pursuant to 28 U.S.C. § 2412(d), thereby
25 constituting a compromise settlement for all fees under the EAJA in
26 this action, but not constituting any admission of Defendant's
27 liability under the EAJA in this action.
28

1 Payment of the amount specified above shall constitute a
2 complete release from and bar to any and all claims of Plaintiff's
3 counsel relating to EAJA fees in connection with this action,
4 without prejudice to any future request for fees under the Social
5 Security Act, 42 U.S.C. § 406(b).

6 The parties further stipulate that Plaintiff's counsel shall
7 return to Defendant's counsel, and Defendant's counsel shall retain,
8 a facsimile of this stipulation bearing counsel's signature, and
9 that Defendant shall e-file the document pursuant to applicable
10 local rules.

11
12 DATED: May 18, 2006

_____/s/ Peter Brixie

PETER BRIXIE

Attorney at Law

Attorney for Plaintiff

15 DATED: May 18, 2006

McGREGOR W. SCOTT

United States Attorney

BOBBIE J. MONTOYA

Assistant U.S. Attorney

18
19 By: ____/s/ Bobbie J. Montoya for

SARAH L. RYAN

Special Assistant U. S. Attorney

Attorneys for Defendant

21 OF COUNSEL

22 LUCILLE GONZALES MEIS

CHIEF COUNSEL, REGION IX

23 U.S. SOCIAL SECURITY ADMINISTRATION
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ORDER

Counsel for Plaintiff is hereby awarded attorney's fees pursuant to the Equal Access to Justice Act in the amount of \$1,700.00, pursuant to the stipulation of the parties.

APPROVED AND SO ORDERED.

DATED: May 19, 2006.


UNITED STATES MAGISTRATE JUDGE